

Attorney/Docket No. 23834.6  
Customer No. 000027683

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: § Group Art Unit: unknown  
Virginia Poole §  
Serial No. 10/616,470 § Examiner: unknown  
Filed: July 9, 2003 §  
For: A CONTAINER HAVING A GUARD §

**INFORMATION DISCLOSURE STATEMENT**

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 CFR §1.56, and in accordance with the practice under 37 C.F.R. §1.97 and §1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO-1449. Copies of the listed information are also enclosed. The undersigned first became aware of the cited patents by their inclusion in an International Search Report issued by the British Patent Office on May 14, 2003, the foreign counterpart of the present application (Application NO. GB 0226625.2). A copy of the search report is enclosed.

The above-identified application was filed after June 30, 2003. Therefore, pursuant to the waiver of the requirement under 37 CFR 1.98 (a)(2)(i) as stated in a Pre-OG Notice dated July 11, 2003, copies of only the foreign patent documents and non-patent literature listed on the enclosed modified Form PTO-1449 are attached.

The concise explanation of relevance under 37 CFR 1.98 (3) (i), for the non-English document is provided by the English translation of the Abstract. A copy of that communication is submitted herewith.

The Commissioner is hereby authorized to charge any fees which may be required or credit any overpayment to Deposit Account 08-1394.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Respectfully submitted,

  
Warren B. Kice  
Registration No. 22,732

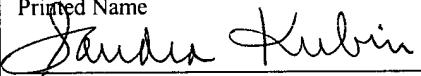
Date: 9/17/03  
HAYNES AND BOONE, LLP  
901 Main Street, Suite 3100  
Dallas, Texas 75202-3789  
Telephone: 214-651-5634  
Facsimile: 214-651-5940  
File: 23834.6  
D-1169041.1

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 19, 2003.

SANDRA KUBIN

Printed Name



Signature

<p style="text-align: center;"> <b>U. S. DEPARTMENT OF COMMERCE</b>  <b>PATENT AND TRADEMARK OFFICE</b> </p> <p style="text-align: center;"> <b>INFORMATION DISCLOSURE</b>  <b>STATEMENT BY APPLICANT</b> </p> <p style="text-align: center;">(use as many sheets as necessary)</p>				<i>Complete if Known</i>	
				Application Number	10/616,470
				Filing Date	July 9, 2003
				Applicant(s)	Virginia Poole
				Art Unit	unknown
				Examiner Name	unknown
SHEET	1	OF	1	Attorney Docket Number	

**U. S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

FOREIGN PATENT DOCUMENTS					
Examiner's Initials	Cite No.	Foreign Patent Document (Country Code – Number – Kind)	Publication Date MM-DD-YYYY	Patentee or Applicant of Cited Document	Translation YN
	A3	EP 0 514 734 A2	11/25/1992	Krause	Yes
	A4	DE 197 57 779 A1	07/09/1998	Ahrens	Yes – Abstract
	A5	DE 199 07 033 A1	08/26/1999	Hoof	Yes – Abstract
	A6	DE 296 02 458 U1	06/20/1996	Oppenhaeuser	Yes – Abstract
	A7	DE 296 15 277 U1	01/30/1997	Rohrbach	Yes – Abstract

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**OTHER PRIOR ART**

Examiner's Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article, title of the item, date, page(s), volume-issue number(s), publisher, city/country where published
	A8	The Patent Office Patents Directorate, "Patents Act 1977: Search Report under Section 17," Application No. GB 0226625.2, Examiner Darren Williams, May 13, 2003 (2 pages)

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.